

Entered - 08/13/03 - sb
CL - 03L0649 - LISA CARTER

CLAIM OF: TARA BOYD, as guardian of Jamara Brown
through her attorney,
Melody Y. Cherry
531 Boulevard, SE
Atlanta, Georgia 30312


04-R-0697

For damages alleged to have been sustained as a result of an automobile accident on May 26, 2003 on Park Street at I-20 Westbound exit ramp.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **TARA BOYD, as guardian of Jamara Brown through her attorney, Melody Y. Cherry** the sum of **\$2,125.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained as a result of an automobile accident on May 26, 2003 on Park Street at I-20 Westbound exit ramp as is more particularly set forth in the within claim; said sum taken from and charged to account 2J01/529017/T31001.

APPROVED: LINDA K. DISANTIS
CITY ATTORNEY

BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: P. S. L. A.

DATE: 4/27/04

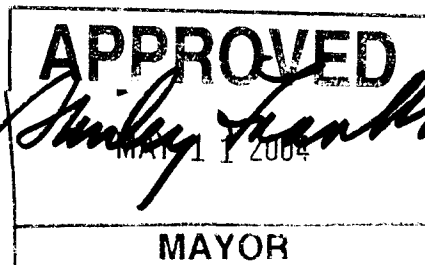
CHAIR: OT

H. S. S. S.

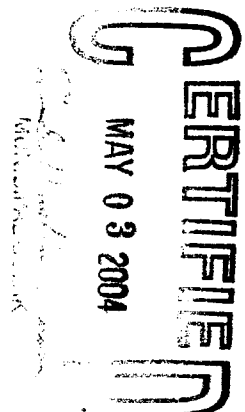
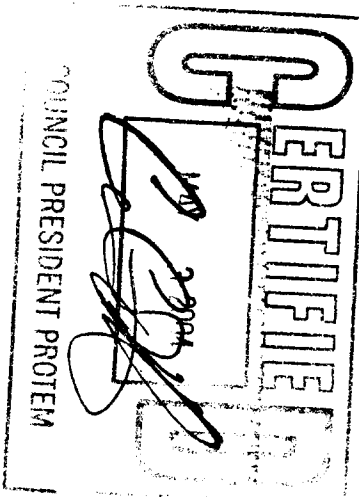
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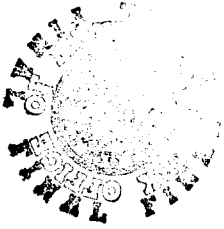
Carla Smith

Cela Havelow



ADOPTED BY
MAY 3 2004
COUNCIL





**MUNICIPAL CLERK
ATLANTA, GEORGIA**

04-R-0697

A RESOLUTION

**BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Tara Boyd, as guardian of Jamara Brown through her attorney, Melody Y. Cherry** in the sum of **\$2,125.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as **a result of an automobile accident on May 26, 2003 on Park Street at I-20 Westbound exit ramp** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
APPROVED by the Mayor**

May 3, 2004
May 11, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0649

Date: April 13, 2004

Claimant /Victim TARA BOYD as guardian of Jamara Brown

BY: (Atty) (Ins. Co.) Melody Y. Cherry

Address: 531 Boulevard, SE Atlanta, Georgia 30312

Subrogation: Claim for Property damage \$ Bodily Injury \$ 4,225.00

Date of Notice: 08/13/03 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 05/26/03 Place: Park Street at I-20 Westbound exit Ramp

Department Watershed Management Bureau: Division: Sewer Operations

Employee involved Anthony Presley Disciplinary Action: Written Reprimand

NATURE OF CLAIM: The driver of the city vehicle made an improper lane change and struck the vehicle in which the claimant was riding in causing her to be injured in the above amount.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures X Diagrams Reports: Police X Dept Report X Other

Traffic citations issued: City Driver X Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

Improper Notice More than Six Months Other Damages reasonable

City not involved Offer rejected Compromise settlement X

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - LISA CARTER

RECOMMENDATION:

Pay \$ 2,125.00 Adverse Account charged: 1A01 2J01 X 2P01

Claims Manager:  Concur/date 04/11/04

Committee Action: Council Action

LAW OFFICES OF
MELODY Y. CHERRY
A Professional Corporation
531 BOULEVARD, S.E.
ATLANTA, GEORGIA 30312

Carter
08/13/03
Dr

TELEPHONE: (404) 622-6611

FACSIMILE: (404) 622-6619

July 23, 2003

ENTERED - 8-13-03 - SB
03L0649 - LISA CARTER

Council fo the City of Atlanta
Municipal Clerk City Hall
55 Trinity Avenue, S.W.
Atlanta, GA 30335

RE: My Client : Tara Boyd and Jamaul Brown, individually and as
parents of Spenterek Boyd and Jamara Brown,
minors
Your Driver : Anthony Presley
Tag No. : 92292
L/O/A : Park Street and I-20 West
D/O/A : 05/26/03

Dear Sir/Madam:

Please accept this letter as evidence of this firm's representation of the above-named clients with regard to an automobile collision. For your information, my clients were injured when the vehicle which my clients were passengers in was struck by a vehicle operated by Anthony Presley.

My clients and I hereby request that you forward to me any all information that you may have including, but not limited to, the following:

1. The name of the insured;
2. The name of each insured that may have been issued a policy regarding the above-referenced matter;
3. Statements of the limits of coverage available;
4. A statement regarding any policy coverage defenses that you reasonably believe are available to you at this time;
5. A copy of the insurance policy regarding the above-referenced matter.

|

Lastly, I will forward copies of all medical bills and doctor's narratives together with any and all other items of special damages to your office for your review. If you have any questions or comments, please do not hesitate to contact me at the above address and telephone number.

Sincerely,

Melody Y. Cherry

Enclosure: Police Report

04- R -0697

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